

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.

v.

**SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC., SAMSUNG SEMICONDUCTOR,
INC.**

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Case No. 2:22-cv-00293-JRG

**MINUTES FOR PRETRIAL CONFERENCE – Day 2
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
October 9, 2024**

OPEN: 09:01 AM

ADJOURN: 03:11 PM

ATTORNEYS FOR PLAINTIFF:	See attached
ATTORNEYS FOR DEFENDANTS:	See attached.
LAW CLERKS:	Brendan McLaughlin Amy Wann Danielle Zapata
COURT REPORTER:	Shawn McRoberts, RMR, CRR
COURTROOM DEPUTY:	Andrea Brunson, CP

<u>TIME</u>	<u>MINUTE ENTRY</u>
09:01 AM	Court opened.
09:01 AM	Court proceeded with Day 2 of pretrial conference.
09:01 AM	Court heard argument re: <ul style="list-style-type: none"> • [SEALED] Samsung's <i>Daubert</i> Motion and Motion to Strike Expert Testimony of David Kennedy (Dkt. No. 346).
09:02 AM	Mr. Reger presented argument for Defendants.
09:31 AM	Responsive argument by Mr. Sheasby for Plaintiff.
10:05 AM	Rebuttal argument by Mr. Reger for Defendants.
10:11 AM	Additional responsive argument by Mr. Sheasby for Plaintiff.
10:12 AM	Court made rulings as set forth in the record re: 346.

<u>TIME</u>	<u>MINUTE ENTRY</u>
10:14 AM	Court concurrent argument re: <ul style="list-style-type: none"> • [SEALED] Netlist, Inc.'s Motion to Strike Portions of the Rebuttal Expert Report of Lauren Kindler (Dkt. No. 355); and • [SEALED] Netlist, Inc.'s Motion to Strike Supplemental Rebuttal Expert Report of Lauren Kindler (Dkt. No. 669).
10:15 AM	Mr. Sheasby presented argument for Plaintiff.
10:34 AM	Responsive argument by Mr. Reger for Defendants.
10:50 AM	Rebuttal argument by Mr. Sheasby for Plaintiff.
10:51 AM	Court made rulings as set forth in the record re: Dkt. Nos. 355 and 669.
10:54 AM	Conclusion of argument re: dispositive motions.
10:54 AM	Plaintiff's disputed MILs:
10:54 AM	Without hearing argument, Court made rulings as set forth in the record.
10:57 AM	Defendants' disputed MILs:
10:57 AM	Without hearing argument, Court made rulings as set forth in the record.
11:09 AM	Conclusion of MIL disputes.
11:09 AM	Court to recess and directed the parties to meet and confer re: remaining exhibit disputes.
11:11 AM	Recess.
01:30 PM	Court reconvened.
01:32 PM	Court was provided an update re: meet and confer efforts re: agreement of resolved exhibit disputes.
01:32 PM	Agreement by the parties recited into the record re: resolved exhibit disputes.
01:49 PM	Court heard argument and made rulings as set forth in the record re: remaining unresolved exhibit disputes.
02:34 PM	Court to CARRY ruling re: DTX 9 and DTX 25. Court directed the parties to meet and confer re: same.
02:35 PM	Recess.
03:02 PM	Court reconvened.
03:02 PM	Court was provided an update re: meet and confer efforts re: DTX 9 and DTX 25.
03:10 PM	Court made rulings as set forth in the record re: DTX 9 and DTX 25.
03:10 PM	Conclusion of argument re: exhibit disputes.
03:10 PM	Court directed the parties to update list of pre-admitted exhibits and provide to Courtroom Deputy, as well as file on the docket.
03:11 PM	Completion of pretrial process.
03:11 PM	Court adjourned.